

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA *ex rel.* DAVID  
HEISLER; and STATE OF NEW YORK *ex rel.*  
DAVID HEISLER,

Plaintiffs,

- against -

VNSNY CHOICE *et al.*,

Defendants.  
----- X

UNITED STATES OF AMERICA,

Plaintiff-Intervenor,

- against -

VNS CHOICE; VNS CHOICE COMMUNITY CARE;  
and VISITING NURSE SERVICE OF NEW YORK,

Defendants.  
----- X

STATE OF NEW YORK,

Plaintiff-Intervenor,

- against -

VNS CHOICE; VNS CHOICE COMMUNITY CARE;  
and VISITING NURSE SERVICE OF NEW YORK,

Defendants.  
----- X

13 Civ. 4261 (RA) (SN)

**STIPULATION OF DISMISSAL**

WHEREAS, the parties filed a Joint Notice of Dismissal on September 13, 2017, which dismissed, *inter alia*, the Relator's Amended Complaint but reserved the right for Relator to seek

expenses, costs, and attorney's fees pursuant to 31 U.S.C. § 3730(d) and N.Y. State Fin. Law § 190(6)(a); and

WHEREAS, Relator has reached an agreement with Defendants resolving his claims for his expenses, costs, and attorney's fees;

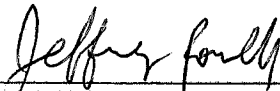
IT IS HEREBY STIPULATED AND AGREED by and between the parties and/their respective counsel, that Relator's claims, including all claims for expenses, costs and attorney's fees are hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

Dated: October 19, 2018

**FOR THE UNITED STATES OF AMERICA**

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Southern District of New York

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Dated: October 19, 2018

**FOR THE STATE OF NEW YORK**

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Dated: October 18, 2018

**FOR RELATOR DAVID HEISLER**

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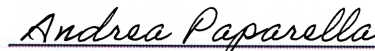
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Dated: October 19, 2018

**FOR RELATOR DAVID HEISLER**

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Dated: October 18, 2018

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